GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - P.R. & R.D. Department - Initiation of Disciplinary proceedings against Kum. G. Vijaya Kumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, under Rule 20 of the A.P.C.S. (CC&A) Rules, 1991 - Articles of Charges - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (Vig.V) DEPARTMENT

G.O.Rt.No.376

Dated:29/05/2024
Read the following:

1.Vigilance Report No.21 (C.No.450/V&E/D2/2018),Dated:29.12.2020, received from the G.A.(V&E) Department.
2.From the District Panchayat Officer, Chittoor, Roc.No.1228/2021 A1 (pts) dated 02/11/2023 received through whatsup app
3. G.O.Ms.No.42, PR&RD (VIG-V) Dept., dated:29/05/2024.

******

O R D E R:

It is proposed to hold an enquiry against Kum. G.VijayaKumari, Formerly Extension Officer (PR&RD), B.N.Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District failed to conduct mandatory inspection of Alathuru Gram Panchayat as a result misappropriation took place and it came to light only through the petitioner upon his complaint to the higher authority, in accordance with the procedure laid down in Rule 20 of the APCS (CCA) Rules, 1991.

2. The substance of the imputation of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained also enclosed (Annexure-II & III).

3. Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, is directed to submit a written statement of her defense within 10 days of receipt of this order.

4. Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. She should, therefore, specifically admit or deny each articles of charge.

5. Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, is further informed that if she does not submit her written statement of defense on or before the date of specified in para-3 above, the Authority may hold the inquiry against her ex-parte and further action will be processed based on the material available on record.

6. Attention of Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, is invited to Rule 24 of the Andhra Pradesh Civil Services Conduct Rules, 1964 (under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interests in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from another person in respect of any mater dealt with these proceedings, it will be presumed that Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD), B.N. Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District, is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

P.T.O.

7. The receipt of this orders shall be acknowledged along with Annexures-I, II, III & IV forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To

Kum. G. VijayaKumari, Formerly Extension Officer (PR&RD),
B.N.Kandriga Mandal, Chittoor District Now MPDO, Nidamarru Mandal of Eluru District through the Commissioner, (PR & RD) A P., Vijayawada.

The Commissioner, Panchayat Raj & Rural Development, A.P., Vijayawada - with a request to serve the orders to the individual and furnish the dated acknowledgement and WSD if any immediately to the Government.

Copy to:

The District Panchayat Officer, Chittoor
The District Panchayat Officer, Eluru District.
The PS to Principal Secretary to Government, PR&RD, A.P
The Secretary to the APVC, A.P. Secretariat, Velagapudi.
SC/SF (1365935).

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST KUM.G.VIJAYAKUMARI, FORMERLY EXTENSION OFFICER (PR&RD), B.N.KANDRIGA MANDAL, CHITTOOR DISTRICT NOW MPDO, NIDAMARRU MANDAL OF ELURU DISTIRCT

Charge No.1:-

That Kum G.Vijayakumari, Extension Officer (PR&RD), B.N.Kandriga Mandal is failed to conduct inspection and verify the bills / vouchers submitted by the Panchayat Secretary, Alathuru Gram Panchayat of B.N.Kandriga Mandal for Rs.2,38,775/- and cause huge financial loss to the Gram Panchayat, Alathuru. Hence, she has failed in monitoring the receipts and expenditure of the Gram Panchayats.

Charge No.2:-

As per the rules in force, every Extension Officer (PR&RD) should inspect every Gram Panchayat within a period of three months. But Kum G.Vijayakumari, Extension Officer (PR&RD), B.N.Kandriga Mandal had failed to inspect the Gram Panchayat for once in three months as per rules in force. Hence, she is deliberately failed to discharge her legitimate duties.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE - II

STATEMENT OF THE IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF EACH ARTICLE OF CHARGE AGAINST KUM.G.VIJAYAKUMARI, FORMERLY EXTENSION OFFICER (PR&RD), B.N.KANDRIGA MANDAL, CHITTOOR DISTRICT NOW MPDO, NIDAMARRU MANDAL OF ELURU DISTIRCT

The V&E officials were visited the Gram Panchayat, Allathur and secured the records and also examined previous Panchayat Secretaries and Sri T.Subrahmanyam, Sri H.Prakash, State Auditors and recorded their statements. The facts of enquiry are as follows.

Drawing an amount of Rs.2,38,775/- with forgery sale invoices said to be issued by Mohan Traders, B.N.kandriga.

As seen from the statements of Sri M. Mohan Rao, Proprietor of M/s Mohan Traders, it is obvious that the empty sales bills were taken from M/s Mohan Traders and filled up by the said sarpanch as if he purchased material and produced the false bills and claimed an amount of Rs.2,38,775/- and thereby misappropriated the Panchayat funds. The signature of the Trader found in the forged bills considerably varies from the original signature of Trader. Further it is noticed that the purchases from a single bill is more than Rs.5,000/- in almost all cases. In such cases payment should be made by way of cheques drawn in favour of supplier party. But the Sarpanch did not issue any cheques and said to be paid by cash, which reveals his forging of the bills for misappropriation of Panchayat Funds for his own use. Further his version that payment through cheques to small traders not practically possible. But the trader M/s Mohan Traders is a Registered VAT dealer with TIN 28731776822 (37731776822 after bifurcation of State) and he is filing returns online. So the version of Sri Chenchurama Naidu, ex-Sarpanch, that payment of amount through cheque is not possible to small retail traders is far from the truth. He has taken this lame excuse to use the Panchayat funds for his own. Hence the above said allegation leveled against the said Sarpanch is true.

Purchased the materials through cash instead of cheque contra to the Rules specified there in.

As seen from Rule 23 relating to receipts and expenditure of Gram Panchayat vide G.O.M.S.No.496 dt.11.6.1966 & AP Gram Panchayat Manual) and letter of Divisional Panchayat Officer, Tirupati dt.25.2.2018, it is clear that the said Sarpanch purchased material by using cash without issuing any cheques for purchases he made. Hence this allegation is true.

The audit has been completed without making any remarks regarding the absence of signature of successive Panchayat Secretaries on Contingent bill forms though mandated.

The Panchayat Secretary shall invariably prepare all bills, Vouchers, contingent bill forms to submit the same in treasury or before Audit of Accounts by the State Audit process. The Secretaries failed to sign for Bills/Vouchers / contingent Bill Form and related Registers and Records to be maintained by him.

As seen from the AP Panchayat Raj Act 1994, Rule 21 to 25, Job Chart of Panchayat Secretary and statement of Extension Officer (PR&RD), B.N.Kandriga Mandal, it is clear that Secretary of Gram Panchayat should prepare all the vouchers after receipt of bills and send to treasury for payment and also prepare all records and maintain all registers. But, the then successive secretaries of Alathur Gram Panchayat did not sign or certified any bills/ vouchers or contingent bills forms.

P.T.O.

In the statement given to V&E, the Accused Officer had stated that her role is to inspect every Gram Panchayat for one in three months and that she could not inspect the said Gram Panchayat in question due to work pressure, which is not convincible. Hence, her contention is not tenable.

Hence, the Charges.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST KUM. G.VIJAYAKUMARI, FORMERLY EXTENSION OFFICER (PR&RD), B.N.KANDRIGA MANDAL, CHITTOOR DISTRICT NOW MPDO, NIDAMARRU MANDAL OF ELURU DISTIRCT PROPOSED TO THE SUSTAINED.

Vigilance Report No.21 (C.No.450/V&E/D2/2018), Dated:29.12.2020, received from the G.A.(V&E) Department.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST KUM. G.VIJAYAKUMARI, FORMERLY EXTENSION OFFICER (PR&RD), B.N.KANDRIGA MANDAL, CHITTOOR DISTRICT NOW MPDO, NIDAMARRU MANDAL OF ELURU DISTIRCT ARE PROPOSED TO THE SUSTAINED.

-NIL -

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER